

Appl. No. 09/944,962  
Amdt. dated March 7, 2006  
Reply to Office Action of December 15, 2005

**REMARKS/ARGUMENTS**

Claims 1 - 18 remain in the application for consideration. Reconsideration of the application is requested in view of the amendments made in the claims and the statements appearing below herein.

1. The specification has been amended to include reference to a related application, namely, claiming the benefit of a provisional application as identified in the originally filed Declaration.

2. Applicants request reconsideration of the objection to the drawings. The numeral 520, present in Fig. 1, is described in the specification as showing a digital video disc playing device. See the last two lines of page 9.

Withdrawal of this objection is respectfully requested.

3. The objections made to claims 6, 7 and 11 - 18 have been overcome by the amendments made in these claims.

Claim 6 has been amended to recite "step (a)" and "step (b)" which are recited in independent claim 1.

Claims 11 - 15, 17 and 18 have been amended to be dependent upon claim 10, as pointed out by the examiner. Claim 16 has been made dependent upon claim 12 and amended to insert a period at the end of the claim.

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4. The rejection of claim 4 under the second paragraph of 35 U.S.C. § 112 has been overcome by the amendment made therein.

5. The rejection of claims 1 - 5, 8 and 9 under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent 5,926,285 ("Takahashi") has been overcome by the amendment made in claim 1. Claim 1, as amended, recites

(a) providing a hard copy representation of any user specifiable frame during contemporaneous recordation of video images, . . .

The amended subject matter requires that the hard copy representation is provided during contemporaneous recordation of the video image.

Thus, according to the method of amended claim 1, any image frame may be indexed during recordation of the image and selected frames viewed and printed. The user can go directly to the portion of the video which has been indexed and print that portion.

Takahashi does not teach each and every element of amended claim 1. The disclosure of the reference does not teach indexing during image capture as is required according to the amended claims.

Takahashi teaches, with respect to Fig. 1, a device 100 to print still images from both digital (90) and analog (20) video sources. The reference teaches indexing an image frame by use of the video printer. The index described in Fig. 21 is a set of data on the video tape to mark which images are to be printed. At

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column 21, lines 35 - 57, it is taught that once a picture is printed, additional copies can be printed using the bar code on the video print.

It is evident that Takahashi does not teach each and every element of the claims, as amended. Reconsideration of this ground of rejection and withdrawal thereof are respectfully requested.

6. Claims 10 - 18 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Takahashi. Applicants traverse this ground of rejection.

Independent Claim 10, as amended, requires a step of

(a) providing an index representation of any user specifiable image frame during contemporaneous recordation of video images, said index having an image and corresponding encoded frame location information for locating said image;

Claim 10, as does claim 1, requires indexing during recordation.

Takahashi does not teach or in any way suggest indexing video images during recordation. As pointed out above, the teaching of Takahashi relative to indexing is restricted to doing so during printing of the video image(s). There is no mention or suggestion whatsoever relating to indexing during image capture.

In order to properly support a rejection under Section 103, a reference must provide some suggestion which would place the claimed subject matter in the

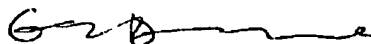
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public domain. Takahashi clearly does not provide any such suggestion. Only the extensive and detailed disclosure of the present specification teaches the claimed subject matter.

Reconsideration of this ground of rejection and withdrawal thereof are respectfully requested.

In summary, claims 1 - 18 are proper in form for allowance and in substance have been shown to be directed to a wholly novel and patentable method. Reconsideration of the application and allowance of the claims are respectfully requested.

Respectfully submitted,



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